

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **In re Michael Gross**  
Docket No. **300694**  
L.C. No. **09-002806-PH**

William B. Murphy, Chief Judge, acting under MCR 7.203(F)(1), orders:

The claim of appeal is **DISMISSED** for lack of jurisdiction because the September 23, 2010 order appealed from is not a final order appealable of right. MCR 7.202(6); MCR 7.203(A). Notably, the Clerk of this Court requested that appellant's counsel provide a copy of the October 7, 2010 order entered by the circuit court in this case, but a copy of that order was not provided, thereby effectively precluding this Court from considering whether the claim of appeal might have been saved by treating it as being taken from the October 7, 2010 order. At this time, appellant may seek to appeal either the September 23, 2010 order or the October 7, 2010 order by filing a delayed application for leave to appeal under MCR 7.205(F).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**JAN 20 2011**

Date

*Sandra Schultz Mengel*  
Chief Clerk